



Court

# DISTRICT COURT OF MARYLAND FOR Baltimore City

Located at 700 E. Patapsco Ave., Baltimore, Maryland 21225



Case No. 0B02356991

STATE OF MARYLAND

VS.

NEWBERG, ETHAN R.

BIN1917824BC

424 FONT HILL AVENUE  
BALTIMORE, MD 21223-0000

CC#: 8190500000

Tracking No: 181001895616

Phone(H):

Phone(W):

Charge | Statute | Arrest

ASSAULT-SEC DEGREE | CR 3 203 |  
MISCONDUCT IN OFFICE | CL |

Charge | Statute | Arrest

FALSE IMPRISONMENT | CL |

RECEIVED  
JUN 6 2019 9:13 AM  
CLERK OF DISTRICT COURT

Date: 06/06/2019

## ARREST WARRANT

Warrant Control No. D180781005

STATE OF MARYLAND, Baltimore City  
TO ANY PEACE OFFICER:

An Order of the Court was entered on 06/06/2019, ordering the arrest of NEWBERG, ETHAN R. to be brought before this Court for an Initial Appearance.

YOU ARE ORDERED to immediately arrest the above named person who resides or may be located at:  
424 FONT HILL AVENUE, BALTIMORE, MD 21223.

**IF THE DEFENDANT IS NOT IN CUSTODY FOR ANOTHER OFFENSE,**  
Initial appearance is to be held in county in which Warrant was issued.

**YOU ARE FURTHER DIRECTED:**

to immediately take this person before a judicial officer of the District Court; or if the Warrant so specifies, before a judicial officer of the circuit court. An appearance by video satisfies the requirements of this directive.

**IF THE DEFENDANT IS IN CUSTODY FOR ANOTHER OFFENSE,** this Warrant is to be lodged as a detainer for the continued detention of the Defendant for the offense charged in the charging document. When the Defendant is served with a copy of the charging document and Warrant, the Defendant shall be taken before a judicial officer of the District Court; or if the Warrant so specifies, before a judicial officer of the Circuit Court.

Date: 06/06/2019 Time: 9:41 PM

ID: 1391

Judge/Commissioner/Clerk of the Circuit Court

**DESCRIPTION:** Driver's License #

Race: 2 Sex: M Ht: Wt: Hair: Eyes:

DOB: 12/20/1969

SID #

SSN

Complexion

Tattoos, Marks, Scars

Other

Given to Law Enforcement Agency: BPD-SOUTHWEST DISTRICT

## RETURN OF SERVICE

☒ I certify that at 10:00 PM on JUNE 6, 2019 at 5101 KINK AVE

BALTO. MD. 21217

PLACE

I executed this Arrest Warrant by arresting the person named above and delivered a copy of the Arrest Warrant to him/her.

☒ I left a copy of the Warrant and Charging Document as a detainer for the continued detention of the person named above at:

Detention Facility

Address

Signature of Peace Officer

Title

Agency

Sub-Agency

ID Number

CC-DC-CR-142A (02/2017)

AD 5908 F895



# DISTRICT COURT OF MARYLAND FOR Baltimore City

Located at 700 E. Patapsco Ave., Baltimore, Maryland 21225



Case No. 0B02356991

**STATE OF MARYLAND**

**VS.**

**NEWBERG, ETHAN R.**

COMPLAINANT:

FAULK, ANTHONY JR. SERGEANT  
242 WEST 29TH STREET  
BALTIMORE, MD 21211

424 FONT HILL AVENUE  
BALTIMORE, MD 21223

CC#: 8190500000

LID:

SID:

DL#:

Race: 2 Sex: M

Ht:

Wt:

Hair:

Eyes:

DOB: 12/20/1969

Phone(H):

Phone(W):

## STATEMENT OF CHARGES

UPON THE FACTS CONTAINED IN THE APPLICATION OF FAULK, ANTHONY JR. SERGEANT IT IS FORMALLY CHARGED THAT NEWBERG, ETHAN R. at the dates, times and locations specified below:

NUM	CHG/CIT	STATUTE	PENALTY	DESCRIPTION OF THE CHARGE
001	1 1415	CR 3 203	10 Y &/or \$2,500.00	ASSAULT-SEC DEGREE On or About 05/30/2019 2300 BLK ASHTON STREET BALTIMORE, MD did assault LEE DOTSON in the second degree in violation of CR 3-203, contrary to the form of the act of the assembly in such case made and provided and against the peace, government, and dignity of the state. Against the Peace, Government, and Dignity of the State.
002	1 0042	CL	0	FALSE IMPRISONMENT On or About 05/30/2019 2300 BLK ASHTON STREET BALTIMORE, MD did unlawfully and intentionally detain LEE DOTSON, in violation of the Common Law. Against the Peace, Government, and Dignity of the State.
003	2 0645	CL	0	MISCONDUCT IN OFFICE On or About 05/30/2019 2300 BLK ASHTON STREET BALTIMORE, MD Against the Peace, Government, and Dignity of the State.

**DISTRICT COURT OF MARYLAND FOR** Baltimore City

(City/County)

LOCATED AT (COURT ADDRESS)

700 East Patapsco AvenueBaltimore, MD 21225DC Case : **0B02356991**

RELATED CASES:

**COMPLAINANT****DEFENDANT**Sergeant Anthony Faulk, Jr.

Printed Name

242 West 29th Street

Number and Street Address

Baltimore, MD 21211

City, State, and Zip Code

4103962300

Telephone

AD/5908/F885

Agency, sub-agency, and I.D. #

(Officer Only)

Ethan R. Newberg,

Printed Name

424 Font Hill Ave

Number and Street Address

Baltimore, MD 21223

City, State, and Zip Code

Telephone

CC#

DEFENDANT'S DESCRIPTION: Driver's License# \_\_\_\_\_ Sex M Race W Ht \_\_\_\_\_ Wt \_\_\_\_\_Hair \_\_\_\_\_ Eyes \_\_\_\_\_ Complexion med Other \_\_\_\_\_ D.O.B 12/20/1969 ID \_\_\_\_\_**APPLICATION FOR STATEMENT OF CHARGES**Page 1 of 4

I, the undersigned, apply for statement of charges and a summons or warrant which may lead to the arrest of the above named Defendant because on or about May 30, 2019 at 2300 Block Ashston Street, Baltimore MD .. did assault Mr. Lee Dotson in the second degree and; did falsely imprison Mr. Dotson , the above named Defendant and; did commit misconduct in office.

(Concise statement of facts showing that there is probable cause to believe that a crime has been committed and that the Defendant has committed it)

(Continued on attached 3 pages) (DC/CR 1A)

I solemnly affirm under the penalties of perjury that the contents of this Application are true to the best of my knowledge, information and belief.

June 6, 2019

Date

Officer's Signature

I have read or had read to me and I understand the Notice on the back of this form.

Date

Applicant's Signature

Subscribed and sworn to before me this 6th day of June 2019

Time: 9:00 P M Judge/Commissioner [Signature] 1391 ID

I understand that a charging document will be issued and that I must appear for trial ☐ on \_\_\_\_\_ at \_\_\_\_\_, ☒ when notified by the Clerk, at the Court location shown at the top of this form.

Applicant's Signature

☐ I have advised applicant of shielding right. ☐ Applicant declines shielding.

☐ I declined to issue a charging document because of lack of probable cause.

Date

Commissioner

ID

Tr.# 181001895616





DISTRICT COURT OF MARYLAND FOR Baltimore City, Hargrove (City / County)

LOCATED AT ( COURT ADDRESS )  
700 East Patapsco Avenue  
Baltimore, MD 21225

DC Case : 0B02356991



DEFENDANT'S NAME (LAST, FIRST, MI)

Newberg, Ethan R.

APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 2 of 4

On or about May 30, 2019, Lee Dotson, B/M/28, DOB 8/8/90, was arrested in the 2300 Block of Ashton Street, in Baltimore City, Maryland, for disorderly conduct, possession of a Schedule II controlled dangerous substance, possession of a Schedule II controlled dangerous substance with the intent to distribute, and resisting arrest.

On or about May 30, 2019, the Public Integrity Bureau received a complaint involving the arrest of a Mr. Lee Dotson, B/M/28, DOB 8/8/90.

On June 3, 2019, the Baltimore Police Body Camera Unit contacted the Public Integrity Bureau related to an audit of the body camera video related to Mr. Dotson's arrest.

On June 3, 2019, the Public Integrity Bureau conducted an investigation into the facts and circumstances of the arrest of Mr. Dotson. Investigation revealed that Sergeant Newberg and Officer Alex Young were in the area of the 2300 Block of Ashton Street, with an unknown individual (W/M) who they had stopped for an unrelated matter.

While walking past Sergeant Newberg, Mr. Dotson stated, "don't make that man sit on the wet ground," or language to that effect. Sergeant Newberg replied "why don't you mind your business," or language to that effect. Mr. Dotson continued to walk past and away from the officers while continuing to comment that the officers should not have that man sitting on the ground. Sergeant Newberg then ran after Mr. Dotson grabbed him by the forearm with his left hand and with his right hand grabbed the underneath of Mr. Dotson's bicep, placing him under arrest. (cont)

June 6, 2019

Date

SA [Signature]  
Applicant's Signature



DISTRICT COURT OF MARYLAND FOR Baltimore City, Hargrove (City / County)

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700 East Patapsco Avenue  
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DC Case : 0B02356991

DEFENDANT'S NAME (LAST, FIRST, M.I.)

Newberg, Ethan R.

APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 3 of 4

Mr. Dotson pulled his arm away from Sergeant Newberg, stating, "I'm not running nowhere; Get off me, get off me; I'm suing; it's a freedom of speech you is violating my amendments," or language to that effect.

The body worn camera video depicted that Dotson was exercising his first amendment right to free speech, which is legally protected conduct; in fact Dotson did not interfere, but instead kept walking. By running after Dotson and grabbing his arm, Sgt. Newberg's actions caused Dotson to be unlawfully arrested.

Sergeant Newberg's actions then caused Officer Young to grab Mr. Dotson and take him to the ground, where Mr. Dotson was subjected to the knee and body weight of an officer and Sergeant Newberg. Mr. Dotson was eventually placed in handcuffs. While in handcuffs Dotson repeatedly stated, "I didn't do anything to you, freedom of speech," or language to that effect.

Mr. Dotson asked repeatedly why he was being arrested and Sergeant Newberg stated to Mr. Dotson, to take his charge like a man. Sergeant Newberg then told Mr. Dotson he was being arrested because he didn't know how to act. Mr. Dotson complained of pain and subsequently was transported to St. Agnes Hospital for treatment.

The video evidence showed that Sergeant Newberg assaulted Mr. Dotson without his consent and without legal justification. The video evidence also showed that Sergeant Newberg detained Dotson against his will and without legal justification and that he did so by force. Sergeant Newberg unreasonably detained Dotson and arrested him without probable cause. (cont)

June 6, 2019

Date

*Sgt. Newberg*  
Applicant's Signature



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DEFENDANT'S NAME (LAST, FIRST, M.I.)

Newberg, Ethan R.

APPLICATION FOR STATEMENT OF CHARGES (CONTINUED) Page 4 of 4

After Dotson's arrest, civilians gathered. Sergeant Newberg also was on several occasions belligerent to civilians in the area of arrest of Mr. Dotson, telling them to go to bed and leave the area.

Sergeant Newberg also used threatening or profane language at the unidentified individual (W/M), who officers had stopped for an unrelated matter stating, "you want to see nasty, let you come back with that warrant, I'll charge you with disorderly, shut your mouth; you understand me," or language to that effect.

It is also depicted on body worn camera that when a Hispanic Officer approached Sergeant Newberg and suggested that he "relax." Sergeant Newberg told the Hispanic Officer to never question the way he does things and ordered him to leave the scene, and later called him, "a kumbaya officer."

Based on your writer's preliminary investigation, coupled with the body worn camera video footage, Mr. Dotson resisted an illegal arrest by Sergeant Newberg. During the course of his interaction with Mr. Dotson, Sergeant Newberg was on duty, in uniform, and working in his official capacity, and did corruptly commit an unlawful act by assaulting and detaining Dotson without legal justification. All events occurred in Baltimore City, Maryland. (cont)

June 6, 2019

Date

Sgt [Signature]  
Applicant's Signature